

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL MEMORANDUM

HB 1258 – SB 1534

May 26, 2009

SUMMARY OF AMENDMENT (007789): Deletes all language after the enacting clause. Creates the Tennessee Second Look Commission to review cases and procedures related to child sexual abuse. The Commission is administratively attached to the Administrative Office of the Courts (AOC). Requires the Commission to review a representative sampling from these types of cases. The Commission's findings and recommendations shall address all stages of a case from the initial reporting through the decision of whether to prosecute the report. Requires the Commission to report on the development of protocol for the collection of information regarding the representative sampling of cases by January 1, 2010. Requires the Commission to report its findings and recommendations by January 1, 2011, at which time the Commission shall cease to exist. The required reports are to be submitted to the Governor, the Senate and House of Representatives Judiciary Committees, the Senate General Welfare, Health and Human Resources Committee, the House of Representatives Children and Family Affairs Committee, and the Select Committee on Children and Youth. Requires the Commission to meet at least quarterly and the first meeting to be no later than September 1, 2009. Written minutes of all meetings shall be kept and all research shall be organized and consolidated for future reference. All members shall be reimbursed for travel and per diem expenses.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures - \$10,000/One-Time
\$145,400/Recurring
\$2,900/Each One-Day Meeting

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

**Increase State Expenditures – \$83,300/FY09-10
\$41,600/FY10-11
\$4,900/Each One-Day Meeting**

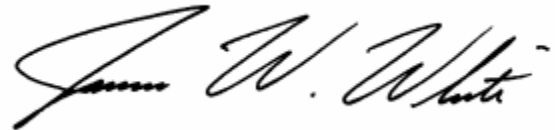
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Assumptions applied to amendment:

- The AOC would require one additional staff attorney to assist the Commission until January 1, 2011. In FY09-10, expenditures of \$83,264 reflect salary and benefits and in FY10-11, these expenditures would be \$41,632.
- Travel and per diem expenses for four legislative members of \$1,301.76 per meeting (\$171 per diem plus \$154.44 mileage for each member).
- A recurring increase in travel and per diem expenses for 11 non-legislative members is estimated at \$3,579.84 per meeting (\$171 per diem plus \$154.44 mileage x 11 members).
- Total recurring expenses of \$4,881.60 for each one-day meeting (\$1,301.76 + \$3,579.84).
- The Commissioner of Children's Services and the Executive Director of AOC will not receive per diem or mileage reimbursement.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

/lsc